

United States Department of Agriculture

BUREAU OF ENTOMOLOGY AND PLANT QUARANTINE

MODIFICATION OF BLACK STEM RUST QUARANTINE REGULATIONS

INTRODUCTORY NOTE

The following revision of regulation 2 of the black stem rust quarantine exempts from all restrictions the interstate movement of mahonia cuttings (without roots) when shipped for decorative purposes and not for propagation.

LEE A. STRONG,
Chief, Bureau of Entomology and Plant Quarantine.

AMENDMENT NO. 1 TO RULES AND REGULATIONS SUPPLEMENTAL TO NOTICE OF QUARANTINE NO. 38 (REVISED)

(Approved Feb. 5, 1935; effective Feb. 20, 1935)

Under authority conferred by the Plant Quarantine Act of August 20, 1912 (37 Stat. 315), as amended by the act of Congress approved March 4, 1917 (39 Stat. 1134, 1165), it is ordered that regulation 2 of the rules and regulations supplemental to Notice of Quarantine No. 38 (revised), on account of the black stem rust, which were promulgated on June 24, 1931, be and the same is hereby amended to read as follows:

Regulation 2. Restrictions on the Movement of Berberis and Mahonia

(a) No *Berberis* or *Mahonia* shall be moved or allowed to be moved interstate from any State of the continental United States or from the District of Columbia into any of the protected States, namely, Colorado, Illinois, Indiana, Iowa, Michigan, Minnesota, Montana, Nebraska, North Dakota, Ohio, South Dakota, Wisconsin, and Wyoming, nor from any one of said protected States into any other protected State, unless a permit shall have been issued therefor by the United States Department of Agriculture, except that no restrictions are placed by these regulations on the interstate movement either of Japanese barberry (*Berberis thunbergii*) or any of its horticultural varieties, or of cuttings (without roots) of *Mahonia* shipped for decorative purposes and not for propagation.

(b) No *Berberis* or *Mahonia* of species, varieties, or hybrids sufficiently susceptible to infection by black stem rust, in the judgment of the Department, to involve danger of spread of the rust shall be moved or allowed to be moved interstate into any of the said protected States, and no permit will be issued authorizing such movement.

(c) No restrictions are placed by these regulations on the interstate movement of *Berberis* or *Mahonia* consigned to destinations located outside the 13 protected States named herein.

This amendment shall be effective on and after February 20, 1935.

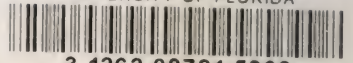
Done at the city of Washington this 5th day of February 1935.

Witness my hand and the seal of the United States Department of Agriculture.

H. A. WALLACE,
Secretary of Agriculture.



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